

In the Court of Appeals of the State of Alaska

Randolph T. Williams Jr.,
Appellant,

v.

State of Alaska,
Appellee.

Court of Appeals No. **A-13784**

Order

Motion to Withdraw

Date of Order: **6/27/2022**

Trial Court Case No. **1HA-12-00071CR**

Assistant Public Defender Sharon Barr, who currently represents the Appellant, Randolph Williams, has filed a motion seeking permission to withdraw as Mr. Williams's attorney. This motion is governed by Appellate Rule 517.1(f)(1) and Alaska Bar Association Ethics Opinion 2011-4.

In her supporting affidavit, Ms. Barr explains that it appears that this Court does not have jurisdiction to hear Mr. Williams's claim regarding the length of his sex offender registration. *See Boles v. State*, 210 P.3d 454 (Alaska App. 2009). Ms. Barr further explains that, despite diligent efforts, she and the Public Defender Agency have been unable to contact Mr. Williams to consult with him about this appeal and determine his position on what action to take on this appeal.

When the whereabouts of a criminal defendant are unknown, an appellate court has the authority to decline to consider the merits of the defendant's appeal. This is because "the defendant cannot be compelled to respond to any judgment the court may render." *White v. State*, 514 P.2d 814, 816 n.8 (Alaska 1973) (quoting *Stevens v. State*, 159 N.E. 834, 835 (Ohio App. 1927)).

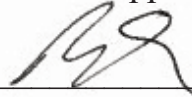
For this reason, Mr. Williams's appeal is **DISMISSED**. If Mr. Williams later wishes to pursue this appeal, he may ask to have the appeal reinstated. Reinstatement will be allowed only if Mr. Williams establishes good cause for it. *See Fermin v. State*,

Williams v. State - p. 2
File No. A-13784
6/27/2022

975 P.2d 61, 62-63 (Alaska App. 1999); *White*, 514 P.2d at 816; *Ewers*, 909 P.2d at 374
n.1.

Entered at the direction of Chief Judge Allard.

Clerk of the Appellate Courts



Ryan Montgomery-Sythe,
Chief Deputy Clerk

cc: Court of Appeals Judges
Judge Schally
Trial Court Clerk - Haines
Distribution:

Email:
Barr, Sharon
Soderstrom, Donald